

## CHAPTER 322

H.B. No. 2468

## AN ACT

relating to control of emissions of air contaminants from commercial infectious waste incinerators.

*Be it enacted by the Legislature of the State of Texas:*

SECTION 1. Section 3.10, Texas Clean Air Act (Article 4477-5, Vernon's Texas Civil Statutes), is amended by adding Subsection (g) to read as follows:

*(g) The board shall adopt rules prescribing the most effective emissions control technology reasonably available to control emissions of air contaminants from a commercial infectious waste incinerator. The rules adopted by the board under this subsection must require that the emissions control technology prescribed under this subsection be installed as soon as practicable at each commercial infectious waste incinerator. In this subsection, "commercial infectious waste incinerator" means a facility that accepts for incineration infectious waste generated outside the property boundaries of the facility.*

SECTION 2. Not later than November 1, 1989, the Texas Air Control Board shall adopt rules as prescribed by this Act concerning the control of emissions of air contaminants from a commercial infectious waste incinerator as that term is defined by Section 3.10(g), Texas Clean Air Act (Article 4477-5, Vernon's Texas Civil Statutes), as added by this Act. The board shall consult with the Division of Solid Waste Management of the Texas Department of Health concerning the board's proposed rules before submitting those proposed rules to the Texas Register for publication.

SECTION 3. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

Passed by the House on May 12, 1989, by the following vote: Yeas 137, Nays 0; passed by the Senate on May 26, 1989, by the following vote: Yeas 31, Nays 0.

Approved June 14, 1989.

Effective June 14, 1989.

## CHAPTER 323

H.B. No. 2475

## AN ACT

relating to the reinstatement of the storage and use exclusion for property to be transported outside the state for use solely outside the state.

*Be it enacted by the Legislature of the State of Texas:*

SECTION 1. Section 151.011, Tax Code, is amended by adding Subsection (f) to read as follows:

*(f) Neither "use" nor "storage" includes the exercise of a right or power over or the keeping or retaining of tangible personal property for the purpose of:*

- (1) transporting the property outside the state for use solely outside the state; or*
- (2) processing, fabricating, or manufacturing the property into other property or attaching the property to or incorporating the property into other property to be transported outside the state for use solely outside the state.*

SECTION 2. This Act takes effect October 1, 1989.